## **GOVERNMENT OF ANDHRA PRADESH**

## **ABSTRACT**

Public Services – PR & RD Deptt. – Procrastinating enquiry on the irregularities committed in construction of houses in S.C. Housing Colony, Vaddadi (V), Visakhapatnam district by Sri A.V. Venugopal Rao, Dy. E.E. (now retired), while on deputation to A.P. State Housing Corporation – Imposition of penalty of withholding of pension and gratuity in full permanently – Representation of Sri A.V. Venugopal Rao, Dy.EE. (now retired) – Further action dropped – Orders – Issued.

G.O.Rt.No. 1663

Dated:12.11.2010. Read the following:-

- 1. G.O.Rt.No.464, PR & RD (Vig.II) Deptt., dt:15.03.2008.
- 2. Representation of Sri A.V. Venugopal Rao, Dy. E.E. (Retd.), dt:25.7.2008.
- 3. From the Court of Spl. Judge for ACB Cases, Visakhapatnam Judgment in C.C.No.13 of 1998 Dt.20.10.2008.
- 4. Representation of Sri A.V. Venugopal Rao, Dy. E.E. (Retd.) dt.25.8.2009.
- 5. Govt. Lr.No.10443/Vig.II/A2/08- 6, PR & RD (Vig.II) Deptt., dt:13.08.2010.
- 6. From the APPSC, Hyderabad, Lr.No.1178/RT-I/3/2010, dt:20.9.2010.

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## **ORDER:**

In the reference 1<sup>st</sup> read above, orders were issued imposing penalty of withholding entire pension and gratuity in full permanently, on Sri A.V. Venugopal Rao, Deputy Executive Engineer (now Retd.), on the allegation of procrastinating enquiry, while on deputation to A.P. State Housing Corporation, on the irregularities committed in construction of houses in S.C. Housing Colony, Vaddadi (V), Visakhapatnam District.

- 2. In the reference 2<sup>nd</sup> read above, Sri A.V. Venugopal Rao, Dy.EE. (now Retd.) in his representation has stated that the COI enquired and submitted his enquiry report dt.24.3.04, against him, along with 3 other employees, belonging to State Housing Corporation; that based on COI enquiry report, Housing Department dismissed the 3 employees of their Dept. from service. The APHC struck down COI enquiry on technical Grounds, that the employees of the Housing Corporation were not Govt. servants within the APCS (CCA) Rules 1991, under which the Inquiry Authority was appointed. On the orders of APHC, Housing Dept., reinstated 3 employees and ordered a fresh inquiry, ignoring earlier COI enquiry dt.24.3.04. PR Dept., cannot take any action on COI enquiry report dt.23.4.04, as it was deemed to have been struck down by APHC, as the appointment of IA itself was struck down.
- 3. In the reference 4<sup>th</sup> read above, Sri A.V. Venugopal Rao, Dy.EE. (now Retd.) in his representation, while enclosing the judgment 3<sup>rd</sup> read above, requested to drop further action in the light of judgment of Hon'ble Court.
- 4. After careful examination of the matter, Govt. provisionally decided to drop further action in respect of orders issued vide G.O.  $1^{st}$  read above, against Sri A.V. Venugopal Rao, Dy. E.E. (now Retd.)
- 5. The APPSC was addressed for concurrence, on the above said provisional decision of Government, vide reference  $4^{th}$  read above. The APPSC accorded their concurrence, vide reference  $5^{th}$  read above.

- 6. After careful examination of the matter, Government hereby decide to confirm the above said provisional decision to drop further action against Sri A. V. Venugopal Rao, Dy. E.E. (now retired) by revoking orders issued in the reference 1<sup>st</sup> read above, in respect of Departmental action and, accordingly, hereby drop further action against Sri A.V. Venugopal Rao, Dy.EE. (now retired) in respect of departmental action.
- 7. The ENC, PR, Hyderabad shall take necessary further action in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

M.V.P.C. SASTRY SPL. CHIEF SECRETARY TO GOVERNMENT

To Sri A.V. Venugopal Rao, Dy.EE. (Retd.) **through** the ENC, PR, Hyd. The ENC, PR, Hyd. (He is requested to furnish the served copy of the order) Copy to: The Secy., APVC, Hyd. (2181/VC.G1/99) The Secretary, APPSC, Hyderabad. SC/SF

// FORWARDED:: BY ORDER //

**SECTION OFFICER**